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12-7-1983

Plebiscite.

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Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

Elections Division  
(916) 445-0820

May 16, 1984

TO: ALL REGISTRARS OF VOTERS/COUNTY CLERKS/PROPONENT(S)

FROM: *Deborah Seiler*  
DEBORAH SEILER  
Assistant to the Secretary of State  
Elections and Political Reform

Pursuant to Elections Code 3520(b) you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE CONSTITUTIONAL AMENDMENT filed with all county clerks is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: PLEBISCITE.  
INITIATIVE CONSTITUTIONAL AMENDMENT

SUMMARY DATE: DECEMBER 7, 1983

PROPONENT: PETER APPLGATE

DS/bjl/rb



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

Elections Division  
(916) 445-0820

0331

December 7, 1983

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

PLEBISCITE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

Circulating and Filing Schedule

1. Minimum number of signatures required . . . . . 630,136  
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary Date . . . . . Wednesday, 12/7/83  
Elec. C., Sec. 3513.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for signatures . . Wednesday, 12/7/83  
Elec. C., Sec. 3513.
  - b. Last day Proponent can circulate and file with the county.  
All Sections are to be filed at the same time within each  
county. . . . . Monday, 5/7/84\*  
Elec. C., Secs. 3513, 3520(a).
  - c. Last day for county to determine total number of signatures  
affixed to petition and to transmit total to the Secretary of  
State . . . . . Monday, 5/14/84

(If the Proponent files the petition with the county on a date prior to 5/7/84, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).

- \* Date adjusted for official deadline which falls on Saturday. Elec. C., Sec. 60.
- + **PLEASE NOTE:** To the Proponent who may wish to qualify for the 1984 General Election. The law allows up to approximately 58 days to county election officials for checking and reporting petition signatures and transmitting results. The law also requires that this process be completed 131 days before the election in which the people will vote on the initiative. It is possible that the county may not need precisely 58 days. But if you want to be sure that this initiative qualifies for the 1984 General Election, you should file this petition with the county before May 1, 1984.

- d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties. . . . . Wednesday, 5/16/84\*\*

- e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State . . . . . Thursday, 5/31/84

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 5/14/84, the last day is not later than the fifteenth day after county's receipt of notification.)  
Elec. C., Sec. 3520(d), (e).

- f. If the signature count is more than 693,149 or less than 567,123, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 567,123 and 693,149 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures . . . . . Saturday, 6/2/84\*\*

- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State . . . . . Monday, 7/2/84

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 5/31/84, the last day is not later than the thirtieth day after county's receipt of notification.)  
Elec. C., Sec. 3521(b), (c).

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient. . . . . Wednesday, 7/4/84\*\*

\*\*Date varies based on receipt of county certification.

4. Campaign Statements:

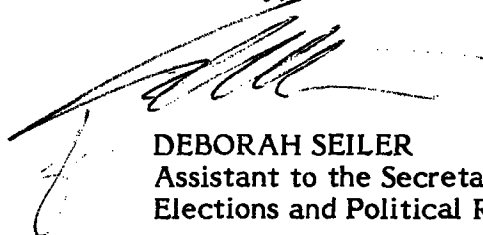
Last day for the Proponent to file a Campaign  
Statement of Receipts and Expenditures for period  
ending 6/4/84. . . . . Monday, 6/11/84

(If the Secretary of State finds that the measure has  
either qualified or failed to qualify on a date earlier  
than 5/7/84, the last date to file is the 35th calendar  
day after the deadline for filing petitions or the date of  
notification by the Secretary of State that the measure  
has either qualified or failed to qualify, whichever is  
earlier. The closing date for the campaign statement  
is seven days prior to the filing deadline.)  
Gov. C., Secs. 84200(d), 84202(j).

5. The Proponent of the above named measure is:

Peter Applegate  
Box B-11-11  
Big Bear Lake, CA 92315

Sincerely,



DEBORAH SEILER  
Assistant to the Secretary of State  
Elections and Political Reform

**NOTE TO PROPONENT:** Your attention is directed to Elections Code  
Sections 41, 44, 3501, 3507, 3508, 3516, 3517, and 3519 for appropriate  
format and type considerations in printing, typing, and otherwise preparing  
your initiative petition for circulation and signatures. Your attention is  
further directed to the campaign disclosure requirements of the Political  
Reform Act of 1974, Government Code Section 81000 et seq.

JOHN K. VAN DE KAMP  
Attorney General

0331  
State of California  
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511  
SACRAMENTO 95814  
(916) 445-9555

December 7, 1983

Honorable March Fong Eu  
Secretary of State  
1230 J Street  
Sacramento, California 95814

**FILED**  
In the office of the Secretary of State  
of the State of California

DEC - 7 1983

Dear Mrs. Eu:

MARCH FONG EU, Secretary of State

By *Barbara J. Lee*  
Deputy

Re: Initiative Title and Summary.  
Our File No. SA83RF0022

Pursuant to the provisions of section 3503 and 3513 of the Elections code, you are hereby notified that on this day we mailed to the proponent(s) of the above identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent(s), a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name(s) and address(es) of the proponent(s) is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

Robert Burton  
Deputy Attorney General

Enclosure

(RF-10, 6/83)

Date: December 7, 1983  
File No.: SA83RF0022

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

PLEBISCITE. INITIATIVE CONSTITUTIONAL AMENDMENT. Adds new article to the California Constitution providing that the Governor shall have absolute right of plebiscite, that is to call for a direct vote of the people, to alter or abolish statutory laws at any time without exception. Provides that any part of the Constitution which conflicts with the intent of this amendment, as determined by the Supreme Court, shall be repealed. Provides that no change of this measure shall be made by any process except by a constitutional convention called by the Legislature. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: By itself, this measure would have no direct fiscal impact because it only authorizes the Governor to place measures on a statewide ballot. If the Governor uses this authority to place proposals on the ballots of regularly scheduled elections, then added state costs would probably be minor to moderate due to increasing the size of the ballot pamphlet. However, if the Governor calls special elections for this purpose, then the added state costs would be about \$14 million (in 1983 dollars) for each such election.

(RF-6)

JOHN K. VAN DE KAMP  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511  
SACRAMENTO 95814  
(916) 445-9555

December 7, 1983

Peter Applegate  
Box B-11-11  
Big Bear Lake, California 92315

Re: Initiative Title and Summary.  
Subject: Plebiscite  
Our File No. SA83RF0022

Pursuant to your request, we have prepared the attached title and summary of the chief purposes and points of the above identified proposed initiative. A copy of our letter to the Secretary of State, as required by Elections Code sections 3503 and 3513, our declaration of mailing, and the text of your proposal that was considered is attached.

The Secretary of State will be sending you shortly a copy of the circulating and filing schedule for your proposal that will be issued by that office.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

Robert Burton  
Deputy Attorney General

Attachment

(RF-9, 6/83)



# DECLARATION OF MAILING

The undersigned Declarant, states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the proponents, by placing a true copy thereof in an envelope addressed to the proponents named below at the addresses indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: December 7, 1983

Subject: Plebiscite

Our File No.: SA83RF0022

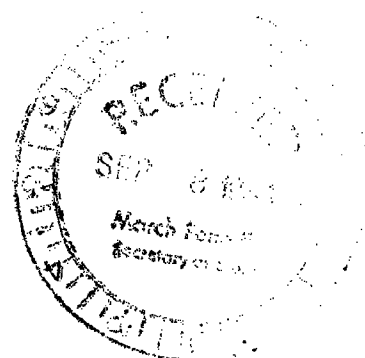
Name of Proponent(s) and Address(es):

PETER APPLGATE  
Box B-11-11  
Big Bear Lake, California 92315

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California on December 7, 1983.

  
MARSHA L. BIERER  
Declarant



HONORABLE MARCH FONG EU  
SECRETARY OF STATE  
1230 J STREET  
SACRAMENTO CA 95814

ATTENTION: SECRETARY OF STATE

DATED: 1ST SEPTEMBER 83

TO: MARCH FONG EU

PLEASE FIND ENCLOSED YOUR ADVANCE COPY OF MY PLEBISCITE INITIATIVE. AS  
A CONSTITUTIONAL OFFICER OF THIS STATE IT IS FOR THE PURPOSE OF YOUR FILE.  
SHOULD YOU WISH TO EMPOWER ME WITH YOUR CONTRIBUTION OF A POSITIVE IDEA,  
PLEASE DO SO AT THIS TIME.

RESPECTFULLY SUBMITTED,

*Peter Applegate*

PETER APPLGATE

REPLY TO: BOX B-11-11 BIG BEAR LAKE CA 92315

From the desk of;

Peter Applegate, Box B 11-11, Big Bear Lake, Ca. 92315

Honorable John Van de Kamp  
California Attorney General  
555 Capitol Mall, Suite 350  
Sacramento, California 95814

7th of September 1983

Dear Mr. Van de Kamp:

Pursuant to State Law, I hereby request that you prepare a Ballot/Title Summary for the following constitutional amendment by initiative process, to-wit:

CREATING A NEW ARTICLE:

SECTION 1. THE GOVERNOR SHALL HAVE ABSOLUTE RIGHT OF PLEBISCITE TO ALTER OR ABOLISH STATUTORY LAWS AT ANY TIME WITHOUT EXCEPTION BUT NOT OTHERWISE.  
SECTION 2. ANY PART OF THIS CONSTITUTION WHICH MAY CONFLICT WITH THE BASIC INTENT OF THIS AMENDMENT AS DETERMINED BY THE SUPREME COURT SHALL BE REPEALED.  
SECTION 3. ABSOLUTELY NO CHANGE OF THIS SHALL EVER BE HAD BY ANY PROCESS WHAT EVER SAVE THAT OF A STATE CONSTITUTIONAL CONVENTION CALLED BY THE LEGISLATURE.

I trust that the title might be: "DIRECT VOTE OF THE PEOPLE TO REPEAL LAW" or words to that effect. In your summary, might the real legal meaning of the word "PLEBISCITE" be included. Kindly take the full amount of time so allotted by law to prepare this Ballot Title/Summary, as it will be the first of it's kind in the nation.

In conclusion, please find enclosed my check to the amount of \$200.00 made payable to the Justice Department of the State of California. If you have any questions about this request, please contact me at 714-866-9582 in Big Bear Lake.

Respectfully submitted,

*Peter Applegate*  
Peter Applegate